

PUBLIC NOTICE OF PROPOSED ACTION

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action in accordance with the Clean Water Act and Nevada Revised Statutes (NRS). The Administrator has received a complete application to modify NPDES Permit NV0023060 for discharge from:

KERR-MCGEE CHEMICAL, LLC
8000 WEST LAKE MEAD DRIVE
HENDERSON, CLARK COUNTY, NEVADA 89015

NPDES Permit NV0023060 authorizes the discharge of groundwater treated to remove perchlorate to the Las Vegas Wash. KMG has installed a biological treatment system to improve treatment efficiency, and has applied for a permit modification to increase the flow rate to 1.45 and 1.75 MGD as a 30-day average and daily maximum, respectively. The perchlorate effluent limitation is also reduced as a function of this proposed modification. The modified permit will remain in effect until August 7, 2005. The proposed modification affects only the flow rate and perchlorate effluent limitation, which are the only items subject to public comment.

Based on preliminary review of NRS and implementing regulations, the Administrator proposes to modify the permit to discharge as stated. Comments or requests for a hearing, pursuant to NAC-Water Pollution Control, regarding the proposed Administrative determination(s), should be submitted, in writing, to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
333 West Nye Lane
Carson City, Nevada 89706

Comments or objections must be received within the 30-day comment period, which begins on the date of this publication, and must be postmarked or received via fax or email before **5:00 PM on February 23, 2004** will be considered in the formulation of final determination(s). If written comments indicate a significant degree of public interest in the proposed permit, the Administrator shall hold a public hearing. Public notice of such hearing will be issued not less than thirty (30) days prior to the hearing date. If a hearing is not held and the determination(s) of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The application, proposed permit, comments received, and other information are on file and may be copied, or copies may be obtained by writing to the above address or by contacting Tamara Pelham at 775.687.9434; facsimile: 775.687.4684; or email: tpelham@ndep.nv.gov. This notice and the draft fact sheet can be viewed at <http://ndep.nv.gov/admin/public.htm>.